

**CORRECTION FOR NOTICE PUBLISHED 9/27/10 BY VADEQ FOR
INDIAN CREEK TMDL MODIFICATION
COMMENT PERIOD ENDS: October 28, 2010**

Original notice incorrectly advertised “Hoskins Creek” in the notice title. All other information included in the previous notice was correct and is repeated below.

Notice is hereby given that the Virginia Department of Environmental Quality (DEQ) seeks comment on the proposed modifications to the bacteria Total Maximum Daily Load (TMDL) developed for Indian Creek in Northumberland and Lancaster Counties.

The Indian Creek TMDL was developed to address the bacterial impairment of the tidal segment of Indian Creek. The TMDL was approved by the Environmental Protection Agency (EPA) on 4/8/09 and can be found at the following website:

<http://www.deq.virginia.gov/tmdl/apptmdls/shellfish/indian.pdf>

The Virginia Department of Environmental Quality (VDEQ) seeks written comments from interested persons on the modification of this TMDL. In the Indian Creek Bacteria TMDL approved by the U.S. EPA and the Virginia State Water Control Board (7/29/09), these changes are necessary for the following permitted dischargers:

- The waste load allocation (WLA) assigned to Kilmarnock Waste Water Treatment Plant (WWTP)(VA0020788) was incorrectly assigned based on the shellfish use 90th percentile water quality standard of 14 MPN/100ml. The shellfish use WLA should have been based on the geometric mean standard for fecal coliform of 200 MPN/100ml, as this is the limit imposed by DEQ within the facility's VPDES permit. DEQ proposes to revise the facility's shellfish use WLA from 2.68E+08 MPN/day to 3.82E+09 MPN/day to provide consistency between the VPDES permit and the TMDL.

The proposed changes above will neither cause nor contribute to the non-attainment of Indian Creek, as documented in the EPA approved TMDL report.

The public comment period for this modification will end on October 28, 2010. Written comments should include the name, address, and telephone number of the person submitting the comments and should be sent to Margaret Smigo, Piedmont Regional Office, Department of Environmental Quality, 4949-A Cox Road, Glen Allen, VA 23060, (804)527-5124, or email Margaret.Smigo@deq.virginia.gov.